

House Amendment to  
Senate File 2367

S-5291

1 Amend Senate File 2367, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 3, line 7, by striking <\$2> and inserting  
4 <\$4>  
5 2. Page 7, by striking lines 5 through 7.  
6 3. Page 13, after line 32 by inserting:  
7 <7. DEPENDENT ADULT ABUSE. For costs associated  
8 with implementing the requirements of 2010 Iowa Acts,  
9 Senate File 2333, if enacted:  
10 ..... \$ 250,000>  
11 4. Page 14, by striking lines 6 through 12.  
12 5. By striking page 15, line 29, through page 16,  
13 line 1.  
14 6. By striking page 19, line 35, through page 20,  
15 line 5.  
16 7. Page 22, line 26, after <procured contracts> by  
17 inserting <let by another participating agency>  
18 8. By striking page 23, line 28, through page 26,  
19 line 10, and inserting:  
20 <DIVISION \_\_\_\_\_  
21 MEDICATION THERAPY MANAGEMENT  
22 Sec. \_\_\_\_\_. MEDICATION THERAPY MANAGEMENT — PILOT  
23 — REPEAL.  
24 1. As used in this section unless the context  
25 otherwise requires:  
26 a. "Eligible employee" means an employee of the  
27 state, with the exception of an employee of the state  
28 board of regents or institutions under the state board  
29 of regents, for whom group health plans are established  
30 pursuant to chapter 509A providing for third-party  
31 payment or prepayment for health or medical expenses.  
32 b. "Medication therapy management" means a  
33 systematic process performed by a licensed pharmacist,  
34 designed to optimize therapeutic outcomes through  
35 improved medication use and reduced risk of adverse  
36 drug events, including all of the following services:  
37 (1) A medication therapy review and in-person  
38 consultation relating to all medications, vitamins, and  
39 herbal supplements currently being taken by an eligible  
40 individual.  
41 (2) A medication action plan, subject to the  
42 limitations specified in this section, communicated  
43 to the individual and the individual's primary care  
44 physician or other appropriate prescriber to address  
45 safety issues, inconsistencies, duplicative therapy,  
46 omissions, and medication costs. The medication action  
47 plan may include recommendations to the prescriber for  
48 changes in drug therapy.  
49 (3) Documentation and follow-up to ensure  
50 consistent levels of pharmacy services and positive

1 outcomes.

2 2. a. Prior to July 1, 2010, the department of  
3 administrative services shall utilize a request for  
4 proposals process to contract for the provision of  
5 medication therapy management services beginning July  
6 1, 2010, for eligible employees who meet any of the  
7 following criteria:

8 (1) An individual who takes four or more  
9 prescription drugs to treat or prevent two or more  
10 chronic medical conditions.

11 (2) An individual with a prescription drug therapy  
12 problem who is identified by the prescribing physician  
13 or other appropriate prescriber, and referred to a  
14 pharmacist for medication therapy management services.

15 (3) An individual who meets other criteria  
16 established by the third-party payment provider  
17 contract, policy, or plan.

18 b. The contract shall require the company to  
19 provide annual reports to the general assembly  
20 detailing the costs, savings, estimated cost avoidance  
21 and return on investment, and patient outcomes  
22 related to the medication therapy management services  
23 provided. The company shall guarantee demonstrated  
24 annual savings, including any savings associated with  
25 cost avoidance at least equal to the program's costs  
26 with any shortfall amount refunded to the state. As  
27 a proof of concept in the program for the period  
28 beginning July 1, 2010, and ending June 30, 2011, the  
29 company shall offer a dollar-for-dollar guarantee for  
30 drug product costs savings alone. Prior to entering  
31 into a contract with a company, the department and  
32 the company shall agree on the terms, conditions,  
33 and applicable measurement standards associated  
34 with the demonstration of savings. The department  
35 shall verify the demonstrated savings reported by  
36 the company was performed in accordance with the  
37 agreed upon measurement standards. The company shall  
38 be prohibited from using the company's employees to  
39 provide the medication therapy management services and  
40 shall instead be required to contract with licensed  
41 pharmacies, pharmacists, or physicians.

42 c. The fees for pharmacist-delivered medication  
43 therapy management services shall be separate from  
44 the reimbursement for prescription drug product or  
45 dispensing services; shall be determined by each  
46 third-party payment provider contract, policy, or plan;  
47 and must be reasonable based on the resources and time  
48 required to provide the service.

49 d. A fee shall be established for physician  
50 reimbursement for services delivered for medication

1 therapy management as determined by each third-party  
2 payment provider contract, policy, or plan, and must be  
3 reasonable based on the resources and time required to  
4 provide the service.

5 e. If any part of the medication therapy management  
6 plan developed by a pharmacist incorporates services  
7 which are outside the pharmacist's independent scope  
8 of practice including the initiation of therapy,  
9 modification of dosages, therapeutic interchange, or  
10 changes in drug therapy, the express authorization  
11 of the individual's physician or other appropriate  
12 prescriber is required.

13 3. This section is repealed December 31, 2011.

14 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This division  
15 of this Act, being deemed of immediate importance,  
16 takes effect upon enactment.>

17 9. Page 26, after line 17 by inserting:

18 <DIVISION \_\_\_\_\_  
19 REVENUE COLLECTIONS BY COUNTY TREASURERS

20 Sec. \_\_\_\_\_. Section 321.40, subsection 6, Code  
21 Supplement 2009, is amended to read as follows:

22 6. a. The department or the county treasurer  
23 shall refuse to renew the registration of a vehicle  
24 registered to the applicant if the department or  
25 the county treasurer knows that the applicant has a  
26 delinquent account, charge, fee, loan, taxes, or other  
27 indebtedness owed to or being collected by the state,  
28 from information provided pursuant to sections 8A.504  
29 and 421.17. An applicant may contest this action by  
30 requesting a contested case proceeding from the agency  
31 that referred the debt for collection pursuant to  
32 section 8A.504. The department of revenue and the  
33 department of transportation shall notify the county  
34 treasurers through the distributed teleprocessing  
35 network of persons who owe such a charge, fee, loan,  
36 taxes, or other indebtedness.

37 b. The county treasurer of the county of the  
38 person's residence and in which the person's vehicle  
39 is registered, in cooperation with the department  
40 of revenue, may collect delinquent taxes including  
41 penalties and interest owed to the state from a person  
42 applying for renewal of a vehicle registration. The  
43 applicant may remit full payment of the taxes including  
44 applicable penalties and interest, along with a  
45 processing fee of five dollars, to the county treasurer  
46 at the time of registration renewal. Upon full payment  
47 of the required taxes including applicable penalties  
48 and interest, the processing fee, and the vehicle  
49 registration fee, the county treasurer shall issue  
50 the registration to the person. A county treasurer

1 collecting on behalf of the department of revenue shall  
2 update the vehicle registration records through the  
3 distributed teleprocessing network on a daily basis  
4 for all persons who have paid taxes pursuant to this  
5 subsection. A county treasurer shall forward all  
6 funds collected for the department of revenue to the  
7 department of revenue.

8 Sec. \_\_\_\_\_. Section 321.152, Code 2009, is amended by  
9 adding the following new subsection:

10 NEW SUBSECTION. 2A. a. Except as provided in  
11 paragraph "b", the five dollar processing fee charged  
12 by a county treasurer for collection of tax debt  
13 owed to the department of revenue pursuant to section  
14 321.40, subsection 6, shall be retained for deposit in  
15 the county general fund.

16 b. From each five dollar processing fee charged  
17 by a county treasurer pursuant to section 321.40,  
18 subsection 6, the county treasurer shall retain  
19 two dollars and fifty cents and shall forward the  
20 remaining two dollars and fifty cents to the treasurer  
21 of state to be used to reimburse the department  
22 of transportation for actual costs incurred by the  
23 department to implement provisions relating to the  
24 collection of tax debt by the county treasurers  
25 as provided in section 321.40, subsection 6. The  
26 department shall certify its costs to the treasurer of  
27 state for approval and payment. The treasurer of state  
28 shall notify the county treasurers and the department  
29 when the department's costs have been paid in full.  
30 Upon such notification, the county treasurers shall  
31 retain processing fees as provided in paragraph "a".

32 Sec. \_\_\_\_\_. Section 321.153, Code 2009, is amended to  
33 read as follows:

34 **321.153 Treasurer's report to department.**

35 1. The county treasurer on the tenth day of each  
36 month shall certify to the department a full and  
37 complete statement of all fees and penalties received  
38 by the county treasurer during the preceding calendar  
39 month and shall remit all moneys not retained for  
40 deposit under section 321.152 to the treasurer of  
41 state.

42 2. The distributed teleprocessing network shall be  
43 used in the collection, receipting, accounting, and  
44 reporting of any fee collected through the registration  
45 renewal or title process, with sufficient time and  
46 financial resources provided for implementation.

47 3. This section does not apply to fees collected  
48 or retained by a county treasurer pursuant to  
49 participation in county issuance of driver's licenses  
50 under chapter 321M.

1     4. This section does not apply to processing fees  
2 charged by a county treasurer for the collection of  
3 tax debt owed to the department of revenue pursuant to  
4 section 321.40.

5     Sec. \_\_\_\_\_. Section 421.17, subsection 27, Code 2009,  
6 is amended by adding the following new paragraph:

7     NEW PARAGRAPH. *k*. A county treasurer may collect  
8 delinquent taxes, including penalties and interest,  
9 administered by the department in conjunction with  
10 renewal of a vehicle registration as provided in  
11 section 321.40, subsection 6, paragraph "b", and rules  
12 adopted pursuant to this paragraph. County treasurers  
13 shall be given access to information required for the  
14 collection of delinquent taxes, including penalties  
15 and interest, as necessary to accomplish the purposes  
16 of section 321.40, subsection 6, paragraph "b". The  
17 confidentiality provisions of sections 422.20 and  
18 422.72 do not apply to information provided to a  
19 county treasurer pursuant to this paragraph. A county  
20 treasurer collecting taxes, penalties, and interest  
21 administered by the department is subject to the  
22 requirements and penalties of the confidentiality  
23 laws of this state regarding tax or indebtedness  
24 information. The director shall adopt rules to  
25 implement the collection of tax debt as authorized in  
26 section 321.40 and this paragraph.

27     Sec. \_\_\_\_\_. Section 422.20, subsection 3, paragraph  
28 a, Code 2009, is amended to read as follows:

29     a. Unless otherwise expressly permitted by  
30 section 8A.504, section 421.17, subsections 22, 23,  
31 and 26, ~~sections~~ and subsection 27, paragraph "k",  
32 section 252B.9, section 321.40, subsection 6, paragraph  
33 "b", sections 321.120, 421.19, 421.28, 422.72, and  
34 452A.63, and this section, a tax return, return  
35 information, or investigative or audit information  
36 shall not be divulged to any person or entity,  
37 other than the taxpayer, the department, or internal  
38 revenue service for use in a matter unrelated to tax  
39 administration.

40     Sec. \_\_\_\_\_. Section 422.72, subsection 3, paragraph  
41 a, Code 2009, is amended to read as follows:

42     a. Unless otherwise expressly permitted by  
43 section 8A.504, section 421.17, subsections 22, 23,  
44 and 26, ~~sections~~ and subsection 27, paragraph "k",  
45 section 252B.9, section 321.40, subsection 6, paragraph  
46 "b", sections 321.120, 421.19, 421.28, 422.20, and  
47 452A.63, and this section, a tax return, return  
48 information, or investigative or audit information  
49 shall not be divulged to any person or entity,  
50 other than the taxpayer, the department, or internal

1 revenue service for use in a matter unrelated to tax  
2 administration.

3 Sec. \_\_\_\_\_. INTENT — COLLECTION OF COURT DEBT BY  
4 COUNTY TREASURERS — STUDY.

5 1. It is the intent of the general assembly to  
6 implement the collection of court debt on behalf of the  
7 clerk of the district court at the time a person renews  
8 a motor vehicle registration beginning July 1, 2011.

9 2. The state court administrator, or the state  
10 court administrator's designee, in cooperation with  
11 the Iowa state county treasurers association shall  
12 develop a plan to allow county treasurers to collect  
13 restitution and delinquent court debt on behalf of  
14 the clerk of the district court at the time a person  
15 appears before the county treasurer to renew a vehicle  
16 registration. The state court administrator shall  
17 submit a report of the plan to the general assembly on  
18 or before December 1, 2010.

19 Sec. \_\_\_\_\_. EFFECTIVE DATE. The sections of this  
20 division of this Act amending sections 321.40, 321.152,  
21 321.153, 421.17, 422.20, and 422.72 take effect January  
22 1, 2011.>

23 10. Page 26, after line 17 by inserting:

24 <DIVISION \_\_\_\_\_  
25 ALCOHOLIC BEVERAGES DIVISION — HIGH ALCOHOLIC CONTENT  
26 BEER

27 Sec. \_\_\_\_\_. NEW SECTION. 123.126 High alcoholic  
28 content beer.

29 Unless otherwise provided by this chapter, the  
30 provisions of this chapter applicable to beer shall  
31 also apply to high alcoholic content beer.

32 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
33 APPLICABILITY. This division of this Act, being deemed  
34 of immediate importance, takes effect upon enactment  
35 and applies retroactively to March 10, 2010.>

36 11. Page 26, after line 17 by inserting:

37 <DIVISION \_\_\_\_\_  
38 DEPARTMENT OF HUMAN RIGHTS PROVISIONS

39 Sec. \_\_\_\_\_. Section 216A.3, subsection 2, unnumbered  
40 paragraph 1, Code 2009, as amended by 2010 Iowa Acts,  
41 Senate File 2088, section 103, is amended to read as  
42 follows:

43 The board shall consist of ~~fourteen~~ sixteen members,  
44 including ~~nine~~ eleven voting members and five nonvoting  
45 members and determined as follows:

46 Sec. \_\_\_\_\_. Section 216A.12, subsection 2, Code  
47 Supplement 2009, as amended by 2010 Iowa Acts, Senate  
48 File 2088, section 108, is amended to read as follows:

49 2. The members of the commission shall be appointed  
50 during the month of June and shall serve for staggered

1 four-year terms ~~commencing July 1 of the year of~~  
2 ~~appointment which shall begin and end pursuant to~~  
3 ~~section 69.19. Members appointed shall continue to~~  
4 ~~serve until their respective successors are appointed.~~  
5 Vacancies in the membership of the commission shall be  
6 filled by the original appointing authority and in the  
7 manner of the original appointments. Members shall  
8 receive actual expenses incurred while serving in their  
9 official capacity. Members may also be eligible to  
10 receive compensation as provided in section 7E.6.

11 DIVISION \_\_\_\_\_

12 TREASURER OF STATE PROVISIONS

13 Sec. \_\_\_\_\_. NEW SECTION. 12G.1 Iowa financial  
14 literacy program — legislative intent.

15 The general assembly finds that the general welfare  
16 of this state and well-being of its citizens is  
17 directly related to the financial education of those  
18 citizens. While the state has limited resources  
19 to promote financial literacy, a vital and valid  
20 public purpose shall be served by the creation and  
21 implementation of programs which encourage and make  
22 possible the attainment of financial literacy by the  
23 largest possible number of citizens in this state, and  
24 particularly by low-income to moderate-income families.

25 Sec. \_\_\_\_\_. NEW SECTION. 12G.2 Program created.

26 1. An Iowa financial literacy program is created  
27 within the office of the treasurer of state. The  
28 treasurer of state shall have all powers necessary to  
29 carry out and effectuate the purposes, objectives, and  
30 provisions pertaining to the program, including the  
31 authority to do all of the following:

32 a. Promote the advantages of personal savings  
33 and responsible borrowing and the viability and  
34 desirability of implementing a personal savings program  
35 and responsible borrowing practices regardless of an  
36 individual's or family's financial status.

37 b. Create an incentive program and awards ceremony  
38 whereby individuals and families who have made  
39 significant progress toward achieving personal savings  
40 goals and engaging in responsible borrowing practices  
41 shall be officially recognized.

42 c. Create strategies for coordination of the  
43 program with the Iowa educational savings plan trust  
44 established in chapter 12D.

45 d. Make presentations to groups including but not  
46 limited to schools, hospitals, civic organizations,  
47 and privately organized clubs and groups regarding the  
48 existence of the program.

49 e. Coordinate conferences, meetings, and events  
50 which promote financial literacy and education.

1       2. The treasurer of state shall not accept any  
2 moneys or materials for the program from any private  
3 source that will create the appearance that the  
4 treasurer of state endorses any particular financial  
5 product or any particular entity or otherwise will be  
6 deemed to create an unacceptable conflict of interest.

7       Sec. \_\_\_\_\_. NEW SECTION. 12G.3 Financial literacy  
8 fund.

9       1. A financial literacy fund is created within the  
10 state treasury under the control of the treasurer of  
11 state. The fund shall consist of moneys in the form  
12 of a devise, gift, bequest, donation, federal or other  
13 grant, reimbursement, repayment, judgment, transfer,  
14 payment, or appropriation from any source intended to  
15 be used for the purposes of the fund.

16       2. Moneys in the fund are appropriated to the  
17 treasurer of state for purposes of the Iowa financial  
18 literacy program established in section 12G.2.

19       3. Section 8.33 does not apply to any moneys in the  
20 fund. Notwithstanding section 12C.7, subsection 2,  
21 interest or earnings on moneys deposited in the fund  
22 shall be credited to the fund.

23                               DIVISION \_\_\_\_\_

24                               PUBLIC INFORMATION BOARD

25       Sec. \_\_\_\_\_. PUBLIC INFORMATION BOARD. There is  
26 appropriated from the general fund of the state to  
27 the Iowa public information board for the fiscal year  
28 beginning July 1, 2010, and ending June 30, 2011, the  
29 following amount, or so much thereof as is necessary,  
30 to be used for the purposes designated:

31       For costs associated with establishing the Iowa  
32 public information board, if enacted by 2010 Iowa Acts,  
33 House File 777:

34 ..... \$           6,000>

35       12. By renumbering as necessary.